

Attorney's Docket No. 104035/244910

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Raschke et al. Confirmation No.: 6041
 Appl. No.: 10/090,493 Group Art Unit: 1615
 Filed: March 4, 2002 Examiner: J. Venk. it
 For: ACTIVE INGREDIENT COMBINATIONS OF SURFACE-ACTIVE
 CITRIC ESTERS AND INCLUSION COMPOUNDS OF CYCLODEXTRINS
 AND RETINOIDs, AND COSMETIC AND DERMATOLOGICAL
 PREPARATIONS CONTAINING SUCH MIXTURES

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE BOARD OF PATENT
 APPEALS AND INTERFERENCES (37 C.F.R. § 1.191)

Applicant in the above-identified patent application hereby appeals to the Board of Appeals and Interferences from the decision dated June 5, 2003, rejecting the following Claims 1 – 14.

The fee for this Notice of Appeal under 37 CFR § 1.17(b) is enclosed.

Applicant claims small entity Status.

A check is enclosed.
 (\$330.00 for large entity fee or \$165.00 if small entity status)

Please charge Deposit Account No. 16-0605 for the Notice of Appeal Filing Fee of \$330.00.

Any additional fee or refund may be charged to our
 Deposit Account No. 16-0605.

A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Respectfully submitted,

Melissa B. Pendleton
 Registration No. 35,459

Customer No. 00826
ALSTON & BIRD LLP
 Bank of America Plaza
 101 South Tryon Street, Suite 4000
 Charlotte, NC 28280-4000
 Tel Charlotte Office (704) 444-1000
 Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted
 to the US Patent and Trademark Office at Fax No.
 (703) 872-9306 on the date shown below.

December 5, 2003
 Date